

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
EASTERN DIVISION**

|                              |   |                                 |
|------------------------------|---|---------------------------------|
| <b>IN RE:</b>                | ) |                                 |
| <b>DEE FORD'S WEST, LLC,</b> | ) | <b>CHAPTER 11, SUBCHAPTER V</b> |
| <b>Debtor.</b>               | ) | <b>CASE NO.: 24-40320</b>       |

**MOTION TO CONTINUE**

COMES NOW the Debtor, Dee Ford's West, LLC, by and through the undersigned counsel, and respectfully requests that the Court continue the upcoming Confirmation Hearing and related Objections. In support thereof, Debtor would state as follows:

1. A Confirmation Hearing and Objections filed by the Trustee and Creditor Thomas Lavigne are currently set for September 26, 2024.
2. Mr. Lavigne is the only creditor in the case. His claim consists of a \$2,000,000 judgment against the Debtor.
3. A Motion for Relief was granted so that Debtor could appeal the judgment to the state Supreme Court.
4. Upon information and belief, a tentative settlement has been reached which may satisfy Mr. Lavigne's claim.
5. Upon information and belief, that settlement has not been finalized, but should be shortly.
6. The terms of said settlement may affect the bankruptcy proceedings.
7. The Bankruptcy Administrator has also filed a Motion to Dismiss which is set for hearing on October 24, 2024.
8. Debtor respectfully requests that the Confirmation Hearing and related Objections be continued until the date of the Bankruptcy Administrator's Motion to Dismiss.

9. Mr. Lavigne, the Bankruptcy Administrator, and the Trustee have all consented to a continuance of these matters.

**WHEREFORE**, the premises considered, the Debtor pray this Honorable Court will enter an order continuing the hearing on Confirmation and the Objections filed by the Trustee and Mr. Lavigne.

Respectfully submitted this 20th day of September, 2024.

*/s/ J. Gabriel Carpenter*

---

J. Gabriel Carpenter  
*Attorney for Plaintiff*  
ALABAMA CONSUMER LAW GROUP, LLC  
Post Office Drawer 756  
Talladega, AL 35161-0756  
(256) 761-1858  
[gabe@aclg.law](mailto:gabe@aclg.law)

**CERTIFICATE OF SERVICE**

I hereby certify that on September 20, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System, which will serve a copy on the following:

Robert J. Landry, III  
Assistant United States Bankruptcy  
Administrator  
Northern District of Alabama  
[robert\\_landry@alnb.uscourts.gov](mailto:robert_landry@alnb.uscourts.gov)

Linda Baker Gore  
Chapter 13 Trustee  
[noticetrustee@ch13gadsden.com](mailto:noticetrustee@ch13gadsden.com)

Harry P. Long  
Attorney for Thomas Lavigne  
P.O. Box 1468  
Anniston, AL 36202  
[hlonglegal8@gmail.com](mailto:hlonglegal8@gmail.com)

Additionally, I certify that I have served a copy of the foregoing on the creditors listed in the attached Creditor's Matrix.

/s/ J. Gabriel Carpenter

J. Gabriel Carpenter

*Attorney for Debtor*

Label Matrix for local noticing  
1126-1  
Case 24-40320-JJR11  
NORTHERN DISTRICT OF ALABAMA  
Anniston  
Fri Sep 20 14:52:25 CDT 2024

Steering Committee  
c/o Akin Gump Strauss Hauer & Feld LLP  
One Bryant Park  
Bank of America Tower  
New York, NY 10036-6745

Destiny R. Hare  
% Shunnarah Personal Injury Lawyers  
2900 1st Avenue, South  
Birmingham, AL 35233-3033

Thomas Lavigne  
% S. Drew Barnett  
880 Montclair Drive  
Suite 300  
Birmingham, AL 35213-1980

United States Attorney  
Northern District of Alabama  
1801 Fourth Avenue North  
Birmingham, AL 35203-2101

White Robins Inv. LLC  
1960 McCaig Road  
Lincoln, AL 35096-4868

Linda B. Gore (SBRA)  
Linda B. Gore (Sbra), Panel Trustee  
301 South 3rd Street  
Gadsden, AL 35901-5236

Robert J Landry  
Bankruptcy Administrator's Office  
United States Courthouse  
1100 Gurnee Avenue  
Anniston, AL 36201-4565

Dee Ford's West, LLC  
1960 McCaig Road  
Lincoln, AL 35096-4868

U. S. Bankruptcy Court  
1100 Gurnee Avenue, Room 288  
Anniston, AL 36201-4565

Robert Lee Rumsey III  
Attorney at Law  
P. O. Box 1325  
Sylacauga, AL 35150-1325

Thomas Lavigne  
c/o Harry P. Long, Esquire  
PO Box 1468  
Anniston, AL 36202-1468

United States Attorney General  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington DC 20530-0001

Harvey B. Campbell Jr.  
Alabama Consumer Law Group, LLC  
Post Office Drawer 756  
400 S. Court Square  
Talladega, AL 35160-2499

Megan Campbell Carpenter  
Alabama Consumer Law Group, LLC  
P.O. Drawer 756  
Talladega, AL 35161-0756

Thomas Lavigne  
c/o S. Drew Barnett  
880 Montclair Drive  
Suite 300  
Birmingham, AL 35213-1980

Internal Revenue Service  
PO Box 7346  
Philadelphia, PA 19101-7346

Chadwick Hyatt  
% Steven D. Adcock  
Attorney at Law  
114 East Street, North  
Talladega, AL 35160-2066

Secretary of the Treasury  
1500 Pennsylvania Ave., NW  
Washington, DC 20220-0001

U.S. Securities and Exchange Commission  
Regional Director, Branch of Reorganizat  
Atlanta Regional Office, Suite 900  
950 East Paces Ferry Road  
Atlanta, GA 30326-1180

United States Bankruptcy Administrator  
Northern District of Alabama  
1800 Fifth Avenue North  
Birmingham, AL 35203-2111

Jonathan G Carpenter  
Alabama Consumer Law Group, LLC  
P.O. Box 756  
Talladega, AL 35161-0756

Robert Landry  
BA Anniston  
1129 Noble Street  
Room 117  
Anniston, AL 36201-4674

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)Destiny R. Hare  
% Shunnarah Personal Injury Lawyers  
2900 1st Avenue, South  
Birmingham, AL 35233-3033

(d)Internal Revenue Service  
P.O. Box 7346  
Philadelphia, PA 19101-7346

End of Label Matrix  
Mailable recipients 22  
Bypassed recipients 2  
Total 24